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Attorneys for Defendants  
EDUCATIONAL COMMISSION FOR  
FOREIGN MEDICAL GRADUATES  
erroneously sued as  
EDUCATION COMMISSION FOR  
FOREIGN MEDICAL GRADUATES; and  
FOUNDATION FOR ADVANCEMENT OF  
INTERNATIONAL MEDICAL EDUCATION  
AND RESEARCH

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

ST.LUKE SCHOOL OF MEDICINE,  
et al.

Plaintiff(s)

v.

REPUBLIC OF LIBERIA, et al.

Defendants.

Case No. CV-10-1791RGK (SHx)

NOTICE OF MOTION AND MOTION  
TO DISMISS PLAINTIFFS' FIRST  
AMENDED COMPLAINT FOR  
LACK OF SUBJECT MATTER  
JURISDICTION AND FAILURE TO  
STATE A CLAIM  
[FRCP Rule 12(b)(1) & 12(b)(6)]

Date: June 14, 2010  
Time: 9:00 a.m.  
Courtroom: 850

TO: PLAINTIFFS AND THEIR ATTORNEYS OF RECORD

PLEASE TAKE NOTICE that on June 14, 2010 at 9:00 a.m., or as soon  
thereafter as the matter may be heard in the above-entitled court, located in the

Roybal Federal Building located at 255 East Temple St., Los Angeles, CA 90012, defendants EDUCATIONAL COMMISSION FOR FOREIGN MEDICAL GRADUATES erroneously sued as EDUCATION COMMISSION FOR FOREIGN MEDICAL GRADUATES and FOUNDATION FOR ADVANCEMENT OF INTERNATIONAL EDUCATION AND RESEARCH will move the court to dismiss the action pursuant to F.R.C.P. 12(b)(1) because plaintiffs do not allege an adequate basis for subject matter jurisdiction and pursuant to F.R.C.P. 12(b)(6) because plaintiffs have failed to allege facts to state a claim against moving defendants.

With regard to the requirements of L.R. 7-3, the undersigned counsel was first assigned to represent moving defendants yesterday, May 11, 2010. The undersigned counsel attempted to reach plaintiffs' counsel by phone on May 11, 2010 and left a message. Plaintiffs' counsel has not returned the call. Prior to the undersigned's involvement, it is undersigned counsel's understanding that plaintiffs' counsel granted moving defendants an extension of time on their responsive pleading, which extension was communicated to co-counsel. However, the undersigned counsel learned today that plaintiffs' counsel withdrew the extension of time.

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1 The motion will be based on this Notice of Motion and Motion, the  
2 Memorandum of Points and Authorities filed herewith, and the pleadings and  
3 papers filed herein.  
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5 Dated: May 12, 2010

LAW OFFICES OF JAMES R. ROGERS

*James R. Rogers*

7 By: \_\_\_\_\_

8 James R. Rogers, Esq.

9 Attorneys for Defendants

10 EDUCATIONAL COMMISSION FOR  
11 FOREIGN MEDICAL GRADUATES

erroneously sued as

12 EDUCATION COMMISSION FOR  
13 FOREIGN MEDICAL GRADUATES and  
14 FOUNDATION FOR ADVANCEMENT  
15 OF INTERNATIONAL EDUCATION  
16 AND RESEARCH  
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